

**STATE OF GEORGIA  
COUNTY OF FULTON  
CITY OF SOUTH FULTON**

**RESOLUTION NO. 2017-031**

**A RESOLUTION IMPOSING AN ADDITIONAL 90 DAY MORATORIUM ON  
ALL ZONING APPLICATIONS FOR PROPERTY WITHIN THE CITY OF  
SOUTH FULTON**

**WHEREAS**, the City of South Fulton ("City") is a municipal corporation duly organized and existing under the laws of the State of Georgia;

**WHEREAS**, the City is charged with preserving the health, safety, and welfare of its citizens;

**WHEREAS**, the City's zoning power allows for, among other things, obtaining rezoning of land, including a change in conditions that constitutes a zoning decision of the governing body;

**WHEREAS**, pursuant to Section 7.16(d) of the City Charter, all Fulton County Ordinances, including the Fulton County Zoning Ordinance, remains effective in the City until the City exercises control over the area and adopts its own ordinance on the issue(s);

**WHEREAS**, the Mayor and City Council continue to study and make independent decisions on the matters of city planning and zoning within the City;

**WHEREAS**, a reasonable amount of time is necessary in order to accomplish such acts, particularly in the light of the City's May 1, 2017 incorporation;

**WHEREAS**, the Mayor and City Council need a reasonable amount of time to continue to study and decide appropriate zoning policies for the City; and

**WHEREAS**, the Mayor and City Council find that an additional ninety (90) day period of time to conduct review of the zoning provisions is a reasonable period of time.

**BE IT HEREBY RESOLVED** by the Mayor and City Council that:

1. The aforesaid recitals are not mere recitals, but are material portions of this Resolution;
2. During the period within the moratorium, the Mayor and City Council shall continue to study and consider revisions to the City's zoning ordinances, which it adopted from Fulton County on April 29, 2017, effective May 1, 2017;
3. During the period within the moratorium, no applications for a rezoning, zoning variance, or other change in zoning shall be reviewed, discussed, or adopted by the Mayor and City Council;

4. During the period within the moratorium, no applications for a rezoning, zoning variance, or other change in zoning shall be accepted by Fulton County on behalf of the City of South Fulton;
5. This moratorium covers any applications for rezoning, zoning variance, or change in zoning sought to be filed at any time on or after July 30, 2017;
6. The moratorium shall commence at midnight on July 30, 2017 and shall end upon ninety (90) days' expiration therefrom, unless sooner terminated by resolution of the Mayor and City Council;
7. In the event that any one or more of the provisions contained in this Resolution or Moratorium shall for any reason be held to be invalid, illegal, or unenforceable in any respect, such invalidity, illegality, or unenforceability shall not affect any other provision of this resolution or moratorium but this resolution and moratorium shall be construed as if such invalid, illegal, or unenforceable provision has never been contained herein.
8. The within resolution and moratorium shall become effective on May 1, 2017.

The foregoing Resolution No. **2017-031** was offered by Councilmember **Baker**, who moved its approval. The motion was seconded by Councilmember **Gilyard**, and being put to a vote, the result was as follows:

	AYE	NAY
William "Bill" Edwards, Mayor	_____	_____
Catherine Foster Rowell, Mayor Pro Tem	_____√_____	_____
Carmalitha Lizandra Gumbs	_____√_____	_____
Helen Zenobia Willis	_____√_____	_____
Gertrude Naeema Gilyard	_____√_____	_____
Rosie Jackson	_____√_____	_____
khalid kamau	_____√_____	_____
Mark Baker	_____√_____	_____

THIS RESOLUTION adopted this 11th day of July 2017. CITY OF  
SOUTH FULTON, GEORGIA



WILLIAM "BILL" EDWARDS, MAYOR

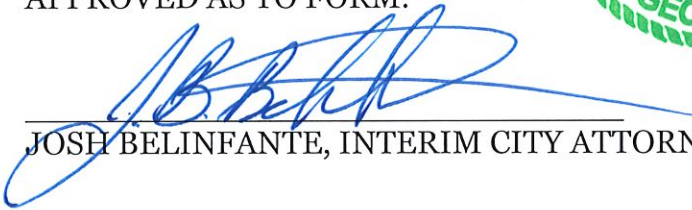
ATTEST:



MARK MASSEY, CITY CLERK



APPROVED AS TO FORM:



JOSH BELINFANTE, INTERIM CITY ATTORNEY